

**Court of Appeals, Division One**  
**Criminal**

**1 CA-CR 16-0223**

**STATE v. GONZALEZ**

**Appellate Case Information**

Case Filed: **5-Apr-2016**  
Case Closed:

**Dept/Composition**

**Department D**

Hon. Diane M Johnsen  
Hon. Margaret H Downie  
Hon. James P Beene

**Side 1. STATE OF ARIZONA, Appellee**

**(Litigant Group) STATE OF ARIZONA**

- State of Arizona

**Attorneys for: Appellee**

Elizabeth B N Garcia, Esq. (AZ Bar No. 32209)

**Side 2. HECTOR ESPINOZA GONZALEZ, Appellant**

**(Litigant Group) HECTOR ESPINOZA GONZALEZ**

- Hector Espinoza Gonzalez

**Attorneys for: Appellant**

Kevin D Heade, Esq. (AZ Bar No. 29909)

**CASE STATUS**

Nov 28, 2016....Assigned

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CR2013-455013-001	Aggravated Driving or Actual Physical Control while Under the Influence of Intoxicating Liquor or Drugs, Class 4; Aggravated Driving or Actual Physical Control While Under the Influence of Intoxicating Liquor or Drugs, Class 4	10 Years; 10 Years	Annielaurie Van Wie, Sentencing	JURY	

**CALENDAR**

**Wednesday** MONTHLY COURT CASE CALENDAR

**25-Jan-2017** Department D; COURTROOM 2

**34 PROCEEDING ENTRIES**

- 5-Apr-2016 FILED: Notice of Appeal from Maricopa County Superior Court filed 03/29/16. Notification to Court Reporters dated 04/04/2016.
- 7-Apr-2016 ORDERED: Appointing Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Transcripts due 05/23/2016. Anthony Mackey ProTem Judge - Author
- 12-May-2016 FILED:e-Record on Appeal:  
Instruments/Minute Entries: Combined  
Disposition Report: #85  
Exhibits: None Sent with e-Record
- 12-May-2016 FILED: Additional Record on Appeal  
Exhibits:  
Hearing Date 01/5/2016 - List # 6 7 8 9 13 in a manila envelope  
Sealed Items:  
Confidential Criminal History Addendum in Sealed Manila Envelope
- 19-May-2016 FILED: Request for Extension of Time (Court Reporter Mary Hankins)
- 20-May-2016 FILED: Reporter's Transcript - 03/29/2016 - Sentencing A.M. (Hope J Yeager)
- 24-May-2016 ORDERED: Request for Extension of Time (Court Reporter Mary Hankins) = GRANTED/Due dates EXTENDED to 06/22/2016 for transcripts dated 01/05/2016, 01/06/2016 or OSC 07/06/2016. Hon Samuel A Thumma - Author
- 8-Jun-2016 FILED: Courtesy copy of Designation of Record originally filed in Superior Court

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9.	10-Jun-2016	ORDERED: Ken Crenshaw transcripts dated 02/12/2015, 08/25/2015, 11/12/2015, 11/13/2015 due 07/11/2016. Hon Samuel A Thumma - Author
10.	17-Jun-2016	FILED: Transcript of Proceedings - 01/05/2016 Trial/Voir Dire (Court Reporter Mary Hankins)
11.	17-Jun-2016	FILED: Transcript of Proceedings - 01/06/2016 Trial (Court Reporter Mary Hankins)
12.	24-Jun-2016	ORDERED: Court Reporter Jeanne Kappedal transcript dated 01/07/2016 past due. OSC set for 07/06/2016. Hon Samuel A Thumma - Author
13.	29-Jun-2016	FILED: Reporter's Transcript - 01/07/2016 - Jury Trial (Jeanne Kappedal)
14.	30-Jun-2016	FILED: Reporter's Transcript - 08/25/2015 - Initial Appearance on Bench Warrant (Becky Kleiner)
15.	30-Jun-2016	FILED: Reporter's Transcript - 02/12/2015 - Status Conference (Becky Kleiner)
16.	30-Jun-2016	FILED: Reporter's Transcript - 11/02/2015 - Final Trial Management Conference (Becky Kleiner)
17.	30-Jun-2016	FILED: Reporter's Transcript - 11/13/2015 - Settlement Conference (Becky Kleiner)
18.	1-Jul-2016	FILED: Motion to Unseal Random Jury List; Certificate of Service (Appellant)
19.	12-Jul-2016	ORDERED: Motion to Unseal Random Jury List; Certificate of Service (Appellant) = GRANTED/Unsealing the random jury list, IOR 65 for this appeal only. Anthony Mackey ProTem Judge - Author
20.	26-Jul-2016	FILED: Notice of Completion of Record
21.	3-Aug-2016	FILED: Notice of Appearance; Certificate of Service (Appellant)
22.	8-Sep-2016	FILED: Appellant's Opening Brief; Certification of Compliance with Rule 31.13(b), ARCP; Certificate of Service (Appellant)
23.	21-Sep-2016	FILED: Notice of Appearance; Certificate of Service (Appellee)
24.	17-Oct-2016	FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
25.	26-Oct-2016	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
26.	27-Oct-2016	FILED: Motion to Remand to Trial Court to Reconstruct Record Re: Appointment of Counsel (Ms. Lauritano) - and - Request for Extension of Time to File the Reply Brief; Certificate of Service (Appellant)
27.	4-Nov-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record (includes copy of transcripts filed directly with COA1 previously and Designation of Record filed on 06/07/2016)
28.	15-Nov-2016	ORDERED: Motion to Remand to Trial Court to Reconstruct Record Re: Appointment of Counsel (Ms. Lauritano) = DENIED. FURTHER ORDERED: Request for Extension of Time to File the Reply Brief (Appellant) = GRANTED/Reply brief due date EXTENDED to 12/05/2016. Hon Randall M Howe - Author
29.	15-Nov-2016	ORDERED: Reply brief due date EXTENDED to 12/05/2016. Fred Cole ProTem Judge - Author
30.	16-Nov-2016	FILED: Motion to Reconsider Appellant's Motion to Remand to Trial Court to Reconstruct the Record Re: Appointment of Counsel (Ms. Lauritano) and Request for Extension of Time to File the Reply Brief; Certificate of Service (Appellant)
31.	28-Nov-2016	CLNDR: CONFERENCE, Department D, 1-25-17, COURTROOM 2.
32.	30-Nov-2016	ORDERED: Motion to Reconsider Appellant's Motion to Remand to Trial Court to Reconstruct the Record Re: Appointment of Counsel (Ms. Lauritano) and Request for Extension of Time to File the Reply Brief (Appellant) = DENIED. Hon Randall M Howe - Author
33.	1-Dec-2016	FILED: Appellant's Reply Brief; Certification of Compliance with Rule 31.13(b), ARCP; Certificate of Service (Appellant)
34.	19-Dec-2016	FILED: Memorandum: Judge Brown for Judge Beene (Chief Judge Brown)